

REMARKS

In the Office Action, the Patent Office restricts the present application to one of the following inventions:

Group I Claim(s) 29-34 and 45-50, drawn to an anode active material comprising an alloy material including element M and element R and a nonaqueous electrolyte secondary battery comprising the anode,

Group II Claim(s) 35-40 and 51-56, drawn to an anode active material comprising an alloy material including tin and element R and a nonaqueous electrolyte secondary battery comprising the anode,

Group III Claim(s) 41-44, drawn to a method of manufacturing an anode active material.

In response, Applicants elect, without traverse, Group I claim(s) 29-34 and 45-50, drawn to an anode active material comprising an alloy material including element M and element R and a nonaqueous electrolyte secondary battery comprising the anode.

Applicants reserve the right to file a divisional application(s), if necessary, to any non-elected claim subject matter.

The Commissioner is hereby authorized to charge deposit account 02-1818 for any fees which are due and owing.

Respectfully submitted,

BELL, BOYD & LLOYD LLP

BY 

Thomas C. Basso
Reg. No. 46,541
Customer No. 29175

Dated: August 26, 2008